



EFW

Docket No.: M4065.0743/P743
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Steven T. Harshfield, et al.

Examiner: William Coleman

Application No.: 09/853,233

Art Unit: 2823

Filed: May 11, 2001

For: MEMORY CELL AND METHOD OF
MAKING SAME (AS AMENDED)

**CONFIRMATION OF TELEPHONIC CONFERENCE WITH EXAMINER
COLEMAN ON MARCH 29, 2005**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants' undersigned representative acknowledges with appreciation the telephonic conference conducted with the Examiner on March 29, 2005. In the March 29, 2005 telephonic conference, the Examiner indicated that certain documents were indicated in PAIR as being filed by the Applicants; but, upon review of the actual file wrapper itself, the Examiner could not locate the documents. Specifically, the documents filed on March 9, 2005. Accordingly, the Examiner requested that Applicants resubmit, by facsimile, the documents filed on this date.

Consequently, Applicants resubmit copies of the March 9, 2005 filings: Petition to Withdraw the Holding of Abandonment, Copy of Fax Transmittals to PTO, Confirmation of Telephonic Conference with Examiner Coleman, and a date-stamped postcard indicating the same was filed with the PTO.

Moreover, as Applicants' undersigned representative indicated, the Examiner in a telephonic conference on November 23, 2004, indicated that he would re-open prosecution upon receipt of a statement that the Declarations filed on October 14, 2003 and December 23, 2003, respectively, were not Rule 131 or Rule 132 Declarations. A Statement to this effect was filed by certified facsimile transmission on November 23, 2004, which the Examiner acknowledged receipt of. Accordingly, as the Examiner indicated in the March 29, 2005 telephonic conference, the Notice of Abandonment, dated February 18, 2005, was issued in error and would be withdrawn.

Dated: April 5, 2005

Respectfully submitted,

By 

Thomas J. D'Amico

Registration No.: 28,371

DICKSTEIN SHAPIRO MORIN &
OSHINSKY LLP

2101 L Street NW
Washington, DC 20037-1526
(202) 785-9700
Attorney for Applicants